UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.		
10/632,687	07/31/2003	Phillip Mark Hogarth	5644AR-2-1	2688		
22442 SHERIDAN F	7590 08/27/2007 ROSS PC		EXAMINER			
1560 BROAD		YU, MISOOK				
SUITE 1200 DENVER, CO 80202			ART UNIT PAPER NUMBER			
,			1642			
			MAIL DATE	DELIVERY MODE		
			08/27/2007	PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)		
10/632,687	HOGARTH ET AL.		
Examiner	Art Unit		
MISOOK YU	1642		

	MISOOK YU		1642	
The MAILING DATE of this communication a	appears on the cover	sheet with the d	orrespondence add	ress
THE REPLY FILED 15 August 2007 FAILS TO PLACE TH	IS APPLICATION IN C	CONDITION FOR	ALLOWANCE.	
The reply was filed after a final rejection, but prior to this application, applicant must timely file one of the places the application in condition for allowance; (2) a Request for Continued Examination (RCE) in comp time periods:	or on the same day as following replies: (1) a a Notice of Appeal (wi	filing a Notice of n amendment, aff th appeal fee) in	Appeal. To avoid aba idavit, or other evider compliance with 37 C	nce, which FR 41.31; or (3)
a) The period for reply expires 3 months from the mailing b) The period for reply expires on: (1) the mailing date of no event, however, will the statutory period for reply ex Examiner Note: If box 1 is checked, check either box (TWO MONTHS OF THE FINAL REJECTION. See MP	this Advisory Action, or (pire later than SIX MONT a) or (b). ONLY CHECK I	2) the date set forth FHS from the mailin	g date of the final rejecti	on.
Extensions of time may be obtained under 37 CFR 1.136(a). The nave been filed is the date for purposes of determining the period under 37 CFR 1.17(a) is calculated from: (1) the expiration date o set forth in (b) above, if checked. Any reply received by the Office may reduce any earned patent term adjustment. See 37 CFR 1.7 NOTICE OF APPEAL	of extension and the cor f the shortened statutory e later than three months	responding amount period for reply orig	of the fee. The appropr inally set in the final Offi	iate extension fee ce action; or (2) as
 The Notice of Appeal was filed on A brief in a filing the Notice of Appeal (37 CFR 41.37(a)), or any a Notice of Appeal has been filed, any reply must be AMENDMENTS 	extension thereof (37	CFR 41.37(e)), to	avoid dismissal of th	
The proposed amendment(s) filed after a final rejection (a) They raise new issues that would require further (b) They raise the issue of new matter (see NOTE (c) They are not deemed to place the application in	er consideration and/o below);	r search (see NO	TE below);	
appeal; and/or (d) They present additional claims without canceli NOTE: <u>See Continuation Sheet</u> . (See 37 CFI	•		ected claims.	
 The amendments are not in compliance with 37 CFF Applicant's reply has overcome the following rejection. Newly proposed or amended claim(s) would non-allowable claim(s). 	R 1.121. See attached on(s): none.	Notice of Non-Co		
7. For purposes of appeal, the proposed amendment(s how the new or amended claims would be rejected in the status of the claim(s) is (or will be) as follows: Claim(s) allowed:			ll be entered and an e	explanation of
Claim(s) objected to: Claim(s) rejected: 74,75,77-79 and 81. Claim(s) withdrawn from consideration: AFFIDAVIT OR OTHER EVIDENCE				
B. The affidavit or other evidence filed after a final action because applicant failed to provide a showing of good was not earlier presented. See 37 CFR 1.116(e).				
9. The affidavit or other evidence filed after the date of entered because the affidavit or other evidence faile showing a good and sufficient reasons why it is necessary.	d to overcome <u>all</u> reject essary and was not ea	ctions under appe rlier presented. S	al and/or appellant fa see 37 CFR 41.33(d)(ils to provide a 1).
10. ☐ The affidavit or other evidence is entered. An expla REQUEST FOR RECONSIDERATION/OTHER				
11. The request for reconsideration has been considered applicant argues with the non-entered amendment	<u>•</u>		n condition for allowa	nce because:
12. Note the attached Information Disclosure Statemer13. Other:	ıt(s). (PTO/SB/08) Pap	er No(s)	muscly	•
		L	MISOOK YU Primary Examiner	

turner

Continuation of 3. NOTE: The new proposed amendment to claim 74 requirs furterit consideration as to determination of obviousness.